

DECLARATION OF MAILING

I declare under penalty of perjury under the laws of the State of Washington that on the date listed below I mailed or caused delivery of a true copy of this document to all parties named
DATED this 8th day of May 2006
at Olympia, Washington.

Signed: Nancy Helgeson

STATE OF WASHINGTON



**OFFICE OF
INSURANCE COMMISSIONER**

Phone: (360) 725-7000

In the Matter of)	
)	No. DO6-176
Sinclair Insurance Company, Ltd. and)	
N.M. Sim Management, Ltd.,)	ORDER TO CEASE
)	AND DESIST
Unauthorized Entities, and)	
)	
Joel Block; Michael Reeves, S. J. Rechs,)	
and Royi Sellek Idan Sela)	
)	
Principals, and)	
)	
Access USA and Singhanah Vilayvong,)	
)	
Agents)	

Pursuant to RCW 48.02.080, RCW 48.05.030, RCW 48.15.020, RCW 48.15.023, RCW 48.17.060, RCW 48.30.010 and RCW 48.30.040, the Insurance Commissioner of the State of Washington orders the entities and the individuals named above and their officers, directors, trustees, agents, employees and affiliates ("Respondents") to immediately cease and desist from:

- A. Transacting insurance in the State of Washington in violation of the Washington Insurance Code;
- B. In the case of the agents only, forwarding insurance related materials or correspondence to or from Washington residents to or from any address used by Respondents to transact insurance;
- C. Transacting insurance affording coverage to Washington State residents or covering risks located in Washington;
- D. Engaging in or transacting the business of insurance in the State of Washington, including the collection or attempted collection of premium monies and the advertising of insurance and insurance-related products;
- E. Soliciting Washington residents to sell and/or purchase any plan or policy affording coverage for any form of insurance;
- F. Soliciting Washington residents to purchase any form of insurance;

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Street Address: 5000 Capitol Blvd. • Tumwater, WA 98501



- G. Soliciting Washington residents by e-mail, facsimile (fax), telephone, mail or any other means to induce them to purchase any form of insurance product;
- H. Offering to Washington residents a plan or policy of coverage for any form of insurance without first submitting to examination by the insurance commissioner to determine the organization and solvency of the person or the entity offering such insurance, and to determine whether or not such person or entity complies with the applicable provisions of the Insurance Code.

THIS ORDER IS BASED ON THE FOLLOWING:

1. Violation of RCW 48.05.030, Certificate of authority required; RCW 48.15.020, Solicitation by unauthorized insurer prohibited; and RCW 48.17.060, License required;

a.) Commencing in approximately February, 2006, and continuing to the present time, Respondents solicited Washington residents to purchase plans and policies affording insurance coverage for liability, and sold plans and policies affording insurance coverage for liability to Washington residents. Respondents have not applied for or been granted, a certificate of authority or license to act as an insurer or an insurance agent in Washington. Respondents have not submitted to OIC any appropriate certificate, license, or other document issued by another agency of this state, any subdivision thereof, or the federal government, permitting or qualifying Respondents to provide such coverage in this state. Respondents have also not registered with the OIC as risk retention or risk purchasing agents, nor have they transacted this insurance through a licensed surplus lines broker in this state.

b.) On or about April 20, 2006, Respondents issued an electronic Certificate of Insurance to an OIC investigator under the pseudonym "Ima Graite Pretender" for E&O coverage as a teacher or educator. The application clearly showed that this applicant is a resident of Washington.

2. Violation of RCW 48.30.040, False information and advertising

Respondents represented to prospective purchasers that the insurance product they were selling was authorized in compliance with the laws of the State of Washington. This representation was false, deceptive and misleading, in that the Respondents were not authorized to solicit an insurance transaction or to issue an insurance contract under RCW Title 48.

By issuance of Cease and Desist Order # I-71 on 4/21/06, the State of Nebraska has also determined that Respondents were transacting insurance in that state in violation of the laws of that state and has ordered said Respondents to cease and desist from transacting insurance in violation of the laws of that state.

Respondents, other than those named above as "Agents" only, are ordered to furnish the Office of the Insurance Commissioner, within thirty (30) days of receipt of this order, with a complete listing, to include full contact information, of all Washington residents and Washington risks who have purchased any insurance or insurance-related product from Respondents.

Respondents are further ordered to notify all Washington residents who have purchased any insurance or insurance-related product from Respondents, of the complete content of this order within ten (10) days of receipt of the order and are to refund all premiums paid by Washington residents within thirty (30) days after receipt of this order. Respondents are to provide proof of such refunds to the OIC within 30 days after such refunds are made.


Pursuant to RCW 48.15.020 (2) (b), each unauthorized insurer and each individual who made a contract of insurance in this state, directly or indirectly, shall remain individually liable for the performance of the contract and for the full amount of any loss sustained by an insured under such contract.

Any violation of the terms of this Order by Respondents, their officers, directors, employees, agents, or affiliates, will render the violator(s) subject to the full penalties authorized by RCW 48.02.080, 48.17.530, 48.15.020 and other applicable Code sections.

Respondents have the right to demand a hearing pursuant to chapters 48.04 and 34.05 RCW. This Order shall remain in effect subject to the further order of the commissioner.

THIS ORDER IS EFFECTIVE IMMEDIATELY AND IS ENTERED at Tumwater, Washington, this 8th day of May 2006.

MIKE KREIDLER
Insurance Commissioner

By: 
Charles Brown, Senior Staff Attorney
Legal Affairs Division
Office of Insurance Commissioner
State of Washington